IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Review Petition No. 107 of 2004
in
Writ Petition No. 5321 of 2003

Mohamed Bukhari Maulasaheb
Inamdar and ors. ..Petitioners

vs.

State of Maharashtra & Ors. ..Respondents

Shri G.M.Savagave for petitioners
Shri C.R.Sonawane, A.G.P. for respondents.

CORAM: A.P.SHAH
& D.G.KARNIK JJ.
11th August, 2005.

P.C.

. Heard Counsel appearing for both sides. Perused the record. The learned counsel appearing for the review petitioner has submitted, and in our opinion rightly, that the issue involved in this petition is squarely covered by the judgment of the Division Bench dated 2nd April, 1996. The learned A.G.P. Shri Sonawane has also fairly conceded that the facts of the present case are similar and the petitioner is also entitled to exclusion of his land from acquisition. Accordingly we recall our order dated 23rd September, 2003 and make the writ petition absolute in terms of prayer clauses (b) and (c). No order as to costs.